

1 MICHAEL A. LADRA, State Bar No. 64307
Email: mladra@wsgr.com
2 STEFANI E. SHANBERG, State Bar No. 206717
Email: sshanberg@wsgr.com
3 WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
4 650 Page Mill Road
Palo Alto, CA 94304-1050
5 Telephone: (650) 493-9300
Facsimile: (650) 565-5100
6
7 Attorneys for Defendant
HEALTH HERO NETWORK, INC.

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 ALERE MEDICAL, INC., a California
Corporation,

14 Plaintiff,

15 v.

16 HEALTH HERO NETWORK, INC., a California
17 Corporation,

18 Defendant.
19
20
21
22
23
24
25
26
27
28

CASE NO.: C 07-05054 (MEJ)

**DECLINATION TO PROCEED
BEFORE A MAGISTRATE JUDGE
AND REQUEST FOR
REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE:

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Dated: October 9, 2007

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Stefani E. Shanberg
Stefani E. Shanberg

Attorneys for Defendant
HEALTH HERO NETWORK, INC.